

CCC-968

(proposal 2)

U.S. DEPARTMENT OF AGRICULTURE  
Commodity Credit Corporation

## TOBACCO TRANSITION PAYMENT PROGRAM MASTER SUCCESSOR-IN-INTEREST CONTRACTS

## PART A - HOLDER INFORMATION

1. Name of Existing Contract Holder	2. TTPP Account Number:	
	A. For Form CCC-955 Contracts:	B. For Form CCC-956 Contracts:

## PART B - AGREEMENT

3. **GENERAL.** This Tobacco Transition Payment Program Master Successor-Interest Contracts (Form CCC-968) (hereafter referred to as Form CCC-968) is entered into between the person identified in Item 1 of this contract (Successor) and the Commodity Credit Corporation (CCC) in order to expedite the issuance of contracts by CCC under the Tobacco Transition Payment Program (TTPP). The Successor has previously been approved by CCC to be a Successor to TTPP contracts and has been assigned the TTPP Account Number identified in Item 2. By signing this contract, the Successor agrees that any TTPP contracts acquired by the Successor, and any and all rights and obligations arising from such contracts, will not be transferred to any other party except as provided in this contract. CCC and the Successor agree that purpose of the is contract is to facilitate the issuance of Tobacco Transition Payment Program Succession-In-Interest Contracts (Form CCC-962) (hereafter referred to as Form CCC-962) to a third party (New Contract Holder) designated by the Successor.
4. **EFFECTIVE DATE OF THIS CONTRACT.** This Form CCC-968 shall become effective on date approved by CCC.
5. **AGREEMENT OF SUCCESSOR.** Successor agrees to forgo any and all rights to transfer TTPP contracts that are owned by the Successor except as provided in this Form CCC-968. Successor agrees that the division of the TTPP payments otherwise due and payable to the Successor that will be transferred to the New Contract Holder will be in amounts of not less than \$10,000 (determined as the total amount to be paid by CCC through 2014) except that CCC will allow for the transfer of a smaller amount with prior approval to facilitate administration of this contract.
6. **OPERATION OF THIS MASTER SUCCESSOR CONTRACT.** CCC will periodically, but not later than one every two weeks, determine the total amount payments that will be payable to the Successor in its capacity as the Successor-in-interest to the following types of TTPP contracts acquired by the Successor: (i) Tobacco Transition Payment Program Quota Holder Contracts (Form CCC-955); (ii) Tobacco Transition Payment Program Producer Contracts (Form CCC-956) (hereafter referred to as Forms CCC-955 and CCC-956, respectively); or Form CCC-962. Because the rights and obligations that the Successor acquired under a Form CCC-962 that is the successor-in-interest contract to a Form CCC-955 are different than those rights and obligations acquired with respect to a Form CCC-956, CCC will maintain two separate accounts under this Form CCC-968 that represent the total amounts payable to the Successor under each of these two types of TTPP contracts.

As long as the Successor has a positive balance in either of the two separate TTPP accounts established for the Successor, CCC will allow the Successor transfer the right to such payments to a New Contract Holder as requested by the Successor by notifying CCC no more than once each week of the identity of the person to whom the Successor desires to transfer the TTPP payment otherwise payable to the Successor. Such notification shall be made by providing to CCC a Appendix to Tobacco Transition Payment Program Master Succession-Interest Contracts (Form CCC-968 Appendix) (hereafter referred to as the Appendix) that specifies: (i) the name of the New Contract Holder; (ii) the TTPP Account Number of the New Contract Holder or if such person does not have a TTPP Account Number, the Taxpayer Identification Number of such person; (iii) the amount of the Successor's TTPP to be paid through 2014 to the New Contract Holder; and (iv) whether the division of the Successor's TTPP is with respect to payments due and payable under Form CCC-955 or Form CCC-956.

If the Taxpayer Identification Number of a New Contract Holder is used in lieu of the TTPP Account Number, the New Contract Holder must submit a completed Tobacco Transition Payment Program TTPP Account Registration (Form CCC-963) (hereafter referred to as Form CCC-963) to CCC before CCC will issue a payment to the New Contract Holder. If the Form CCC-963 is approved by CCC after January 1 of any year, the TTPP payment to be issued on the January 15 of such year will be issued to the Successor and not to the New Contract Holder

7. **ISSUANCE OF RESULTING CONTRACTS.** Any Form CCC-962 issued to a New Contract Holder as a result of the division of this contract will contain in: (i) Part A, the entry "None - Replacement TTPP Contract by CCC in the Name of \_\_\_\_\_" and CCC will insert the name of the New Contract Holder; and (ii) Part B, information pertaining to the New Contract Holder from Form CCC-963. CCC will provide a signed copy of such contract to the New Contract Holder.
8. **TERMINATION OF THIS MASTER SUCCESSOR CONTRACT.** The Successor may terminate this contract by providing to CCC written notice 30 days prior to the effective date of the termination. CCC may terminate this contract if the Successor submits requests to divide this contract that exceed the amount of the TTPP payment otherwise due and payable by CCC to the Successor.

## PART C - SIGNATURES

9A. Signature of Successor	9B. Date (MM-DD-YYYY)

## PART D - CCC USE ONLY

10A. Signature of CCC Representative	10B. Title	10C. Date (MM-DD-YYYY)

**NOTE:** The authority for collecting the following information is Pub. L. 108-357. The authority allows for the collection of information without prior OMB approval mandated by the Paperwork Reduction Act of 1995. The time required to complete this information collection is estimated to average 5 minutes per response, including the time for reviewing instructions, searching existing data sources, gathering and maintaining the data needed, and completing and reviewing the collection of information.

The following statement is made in accordance with the Privacy Act of 1974 (5 USC 552a). The authority for requesting the following information is Pub. L. 108-357 (The Fair and Equitable Tobacco Reform Act of 2004 (the Act)). The information will be used to determine eligibility for program payments. Furnishing the requested information is voluntary. Failure to furnish the requested information will result in a determination of ineligibility. This information may be provided to other agencies, IRS, Department of Justice, or other State and Federal law enforcement agencies, and in response to a court magistrate or administrative tribunal. The provisions of criminal and civil fraud statutes, including 18 USC 286, 371, 641, 651, 1001; 15 USC 714m; and 31 USC 3729, may be applicable to the information provided.

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